

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

_____	)	
AIRLIE FOUNDATION,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 02-0785 (EGS)
	)	
INTERNAL REVENUE SERVICE,	)	
	)	
Defendant.	)	
_____	)	

**ORDER AND JUDGMENT**

Pursuant to Fed. R. Civ. P. 58 and for the reasons stated by the Court in its Memorandum Opinion docketed this same day, it is by the Court hereby

**ORDERED** that plaintiff's motion for summary judgment is **denied**; and it is

**FURTHER ORDERED** that defendant's cross-motion for summary judgment is **granted**; and it is

**FURTHER ORDERED** and **ADJUDGED** that the Clerk shall enter final judgment in favor of defendant and against plaintiff, which judgment shall declare that plaintiff is not entitled to tax-exempt status pursuant to 26 U.S.C. § 501(c)(3).

\_\_\_\_\_  
  
**Signed: Emmet G. Sullivan**  
**United States District Judge**  
**September 24, 2003**

Notice to:

Frank J. Costello, Esquire  
Zuckert Scoutt & Rasenberger, LLP  
888 Seventeenth St., N.W.  
Suite 600  
Washington, DC 20006  
Email: [fjcostello@zsrlaw.com](mailto:fjcostello@zsrlaw.com)

Angelo A. Frattarelli, Esquire  
United States Department of Justice  
Tax Division  
P.O. Box 227  
Ben Franklin Station  
Washington, DC 20044